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6 Attorneys for the Defendants

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9 San Diego, California 92108

10 Attorney for Plaintiff

11 UNITED STATES DISTRICT COURT  
12 SOUTHERN DISTRICT OF CALIFORNIA

13	ATHIL STEPHAN SHABA,	)	Case No. 08CV0343 JM (BLM)
14		)	
	Plaintiff,	)	
15		)	JOINT MOTION TO DISMISS COMPLAINT
	v.	)	AS MOOT
16		)	
	PAUL PIERRE, District Director, U.S.)	)	[Fed. R. Civ. P. 41(a)(1)]
17	Citizenship and Immigration Services, et al.,)	)	
		)	
18		)	
	Defendants.	)	
19	_____	)	

20 COME NOW THE PARTIES, Petitioner Athil Stephen Shaba, by and through his counsel, Alan  
21 M. Anzarouth, and Defendants Paul M. Pierre, et al., by and through their counsel, Karen P. Hewitt,  
22 United States Attorney, and Raven M. Norris, Assistant United States Attorney, hereby jointly move  
23 the Court to dismiss this action without prejudice. The parties have resolved the matters alleged in  
24 Plaintiff's complaint, and the parties agreed that the above-captioned case should be dismissed in its  
25 entirety without prejudice. It was further agreed that each party will bear its own attorneys' fees and  
26 costs of suit.

27 Based upon the foregoing, it is respectfully requested that the Court enter an order dismissing  
28 the action without prejudice.

1 Dated: May 15, 2008

Respectfully submitted,

2 KAREN P. HEWITT  
United States Attorney

3  
4 s/ Raven M. Norris  
RAVEN M. NORRIS  
Assistant U.S. Attorney  
Attorneys for Defendants  
5 Email: Raven.Norris@usdoj.gov

6  
7 Dated: May 15, 2008

8 s/Alan M. Anzarouth  
ALAN M. ANZAROUTH  
Attorney for Plaintiff

9 Pursuant to Section 2(f)(4) of the Electronic Case Filing Administrative Policies and Procedures  
10 of the United States District Court for the Southern District of California, I certify that the content of  
11 this document is acceptable to counsel for the Petitioner and that I have obtained authorization from  
12 Alan M. Anzarouth to affix his electronic signature to this document.

13  
14 DATED: May 15, 2008

KAREN P. HEWITT  
United States Attorney

15 s/Raven M. Norris  
16 Assistant U. S. Attorney  
Attorney for Defendants  
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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

ATHIL STEPHEN SHABA, ) Case No. 08cv0343 JM (BLM)  
 )  
Plaintiff, ) CERTIFICATE OF SERVICE  
v. )  
 )  
PAUL PIERRE, District Director, U.S.)  
Citizenship & Immigration Services et al., )  
 )  
Defendants. )  
\_\_\_\_\_ )

IT IS HEREBY CERTIFIED THAT:

I, Raven M. Norris, am a citizen of the United States and am at least eighteen years of age. My business address is 880 Front Street, Room 6293, San Diego, California 92101-8893.

I am not a party to the above-entitled action. I have caused service of the Joint Motion to Dismiss on the following parties by electronically filing the foregoing with the Clerk of the District Court using its ECF System, which electronically notifies them.

**Alan M. Anzarouth, Esq.**  
Email: alan@anzarouthimmlaw.com

I hereby certify that I have caused to be mailed the foregoing, by the United States Postal Service, to the following non-ECF participants on this case:

None

the last known address, at which place there is delivery service of mail from the United States Postal Service.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on May 15, 2008

s/ Raven M. Norris  
RAVEN M. NORRIS